## **REMARKS**

	It is respectfully submitted that the subject application is now in better condition
for ex	mination.

Respectfully submitted, FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP February 9, 2006 Christopher B. Fagan, Reg./No. 22,987 Date Erik V. Overberger, Reg. No. 48,556 1100 Superior Avenue 7<sup>th</sup> Floor Cleveland, Ohio 44114-2579 (216) 861-5582 Certificate of Mailing Under 37 C.F.R. § 1.8, I certify that this Amendment is being deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below. transmitted via facsimile in accordance with 37 C.F.R. § 1.8 on the date indicated below. deposited with the United States Postal Service "Express Mail Post Office to Addressee" service ₫ under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP-AMENDMENT, RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450. **Express Mail Label No.:** Signature EV 702962527 US **Printed Name** Date

Elaine M. Checovich

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February 9, 2006